

AN ACT

relating to the authority of a municipality to add property to a common characteristic public improvement district.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 372.0121, Local Government Code, is amended to read as follows:

Sec. 372.0121. INCLUSION OF PROPERTY [~~AREA~~] IN COMMON CHARACTERISTIC PUBLIC IMPROVEMENT DISTRICT. (a) Notwithstanding Section 372.012 or any other requirement in this chapter, the governing body of a municipality may include property in a public improvement district described by Section 372.0035 after the establishment of the district if:

(1) the property is a hotel; and

(2) a sufficient number of the record owners of the real property currently included and proposed to be included in the district have consented to be included in the district by signing the original petition to establish the district or by signing a petition or written consent to include property in the district [~~the property could have been included in the district without violating Section 372.005(b-1) when the district was created regardless of whether the record owners of the property signed the original petition~~].

(b) Notwithstanding Subsection (a), no newly constructed hotel property may be added to the district unless the record owner

1 of the property consents to its inclusion.

2 (c) For purposes of Subsection (a)(2), the number of
3 consenting record owners is sufficient if the record owners own
4 more than 60 percent of appraised value of taxable real property
5 liable for assessment in the district, as determined by the current
6 appraisal roll of the appraisal district in which the property is
7 located, and:

8 (1) constitute more than 60 percent of all record
9 owners of taxable real property liable for assessment in the
10 district; or

11 (2) own, in aggregate, more than 60 percent of the area
12 of all taxable real property liable for assessment in the district.

13 SECTION 2. This Act takes effect immediately if it receives
14 a vote of two-thirds of all the members elected to each house, as
15 provided by Section 39, Article III, Texas Constitution. If this
16 Act does not receive the vote necessary for immediate effect, this
17 Act takes effect September 1, 2021.

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 804 passed the Senate on April 29, 2021, by the following vote: Yeas 31, Nays 0; and that the Senate concurred in House amendment on May 27, 2021, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 804 passed the House, with amendment, on May 13, 2021, by the following vote: Yeas 117, Nays 28, one present not voting.

Chief Clerk of the House

Approved:

Date

Governor